

PATENT ATTORNEY DOCKET NO.: 046124-5111

Confirmation No.: 3502

Group Art Unit: 3653

Examiner: Unassigned

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Osamu YOGI et al.

Application No.: 10/058,121

Filed: January 29, 2002

For: MINUTE DROPLET FORMING

METHOD AND MINUTE DROPLET

FORMING APPARATUS

)

Commissioner for Patents Washington, D.C. 20231

Sir:

RECEIVED

GROUP 3600

PRELIMINARY AMENDMENT

Prior to examination on the merits, please amend the above-identified application as follows:

IN THE SPECIFICATION

Please replace the paragraph on page 1, lines 5-7, with the following rewritten paragraph:

This is a Continuation-In-Part application of International Patent Application serial No.

PCT/JP00/05221 filed on August 3, 2000 now pending.



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In re Application of:)
Osamu YOGI et al.) Confirmation No.: 3502
Application No.: 10/058,121) Group Art Unit: 3653
Filed: January 29, 2002) Examiner: Unassigned
For: MINUTE DROPLET FORMING METHOD AND MINUTE DROPLET FORMING APPARATUS)))
Commissioner for Patents Washington, D.C. 20231	RECEIVED DEC 1 2 2002
Sir:	GROUP 3600
PRELIMINARY AMENDME	NT TRANSMITTAL FORM

1.	Transmitted herewith is a Preliminary Amendment.
2.	Additional papers enclosed:
	Submission of Priority Document Certified Copy of Japanese Priority Document No. P1999-219972 Information Disclosure Statement Form PTO-1449, references included Citations Declaration of Biological Deposit Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

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3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

4. <u>Constructive Petition</u>

EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Payment

\boxtimes	No fee is to be paid at this time.
	The Commissioner is hereby authorized to charge \$ for to Deposit Account No. 50-0310.
\boxtimes	The Commissioner is hereby authorized to charge any additional extension of time fee, additional fee for claims or fees which may be required, including fees due under 37 C.F.R. §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

Registration No. 33,818

MORGAN, LEWIS & BOCKIUS LLP

Dated: December 10, 2002

Customer No. 009629 MORGAN, LEWIS & BOCKIUS LLP 1111 Pennsylvania Avenue, N.W. Washington, D.C. 20004 (202) 739-3000